

MINUTES
BOATING AND WATERWAYS COMMISSION MEETING
SACRAMENTO, CALIFORNIA
May 29, 2003

Pursuant to due and regular notice, the meeting of the Boating and Waterways Commission was set to convene May 29, 2003, at 8:30 AM, in the Hilton Hotel, Sacramento, California.

In as much as a quorum of members was not present, those members who were present convened as a subcommittee to receive information on the items on the agenda. No vote was taken on any item; all matters were set over for action to the next meeting, which was scheduled for June 9, 2003.

ROLL CALL

Commissioners Present: Frederic A. Heim, Vice Chairman
 Robert Y. Nagata
 Warren E. Rupf

Commissioner Absent: Michael L. Beatie, Chairman
 Joseph P. Sharpe

Department of Boating and
Waterways Personnel Present: Raynor Tsuneyoshi, Director
 David Johnson, Acting Deputy Director
 Joy Fisher, Staff Counsel
 Steve Watanabe, Acting Chief Boating Facilities
 Dolores Farrell, Chief, Boating Operations Division
 Debra DeVerter, Chief, Administration
 Harold Flood, Supervisor of Planning, Facilities Division
 April Moses, Associate Governmental Program Analyst
 Margarita Sanchez, Administrative Assistant

CLOSED SESSION

Vice Chairman Heim convened the meeting and announced commencement of the closed session. Following completion of the closed session, Vice Chairman Heim continued the public portion of the meeting.

APPROVAL OF MINUTES

No motion made or votes taken.

CHAIRMAN'S REPORT

Vice Chairman Heim indicated that due to not having a quorum, the remaining Commission Members will be hearing the agenda items as a subcommittee and that the subcommittee will not vote on any agenda items. He indicated the Commission would vote on the agenda items at the next Commission meeting. He also indicated the representatives do not have to appear at the next commission meeting.

Vice Chairman Heim reported that Chairman Beatie was not able to attend due to a personal matter.

DIRECTOR'S REPORT

Director Raynor Tsuneyoshi reported that the National Safe Boating Week kick off campaign in Marina del Rey was very successful. He reported that Secretary for Resources Mary Nichols and many local officials attended the kick off. The U.S. Coast Guard staged a helicopter rescue on the water and there was media coverage from the Los Angeles Times, San Diego Log, and local television stations.

In addition, Mr. Tsuneyoshi reported that the Water Hyacinth treatment program has resumed in limited areas of the Delta and that the full program is expected to begin on July 1.

Mr. Tsuneyoshi indicated the issue concerning polyethylene plastics used in the construction of docks at a large marina in southern California has been resolved, since the Coastal Commission revised the condition of the permit. The permit now requires the local agency to annually monitor the condition of the docks for any signs of degradation.

Mr. Tsuneyoshi introduced Ms. Joy Fisher as the Department of Boating and Waterways' new legal counsel.

Mr. Tsuneyoshi introduced and presented the following with plaques to: Mr. Jim Marz and Mr. Wes Dodd, both for retiring as instructors for the Department's Basic Boating Safety and Enforcement class; Mr. G. Scott Miller for the National Association of State Boating Law Administrators' Western Region award; Ms. Cindi Dulgar and Mr. Phil Smith for the National Water Safety Congress Awards, Region 5; Ms. Phaedra Bota and Ms. Gloria Sandoval, for the National Boating Education Advancement Award for the Safe & Wise Water Ways Poster Contest; Ms. Jana Clarke and Ms. Gloria Sandoval, first place awards for the International and Water Safety Summit 2003 Media Contest.

Commissioner Rupf personally congratulated Messrs. Marz and Dodd.

LEGISLATIVE REPORT

Mr. Johnson reviewed the Legislative Report and gave the Commission an update of legislative matters concerning the Department. Copies of the Legislative Report were available to the public and Mr. Johnson was available to answer questions from the Commission Members.

CONSIDERATION OF PUBLIC GRANTS

Mr. Flood presented to the Commission for its advice and consent the following request for a public grant.

Alviso Marina

Request for a Phase I grant of \$304,000 to the County of Santa Clara for improvements to the Alviso Marina County Park Boat Launching Facility. The total amount of grant is \$2,208,000. The Alviso Marina County Park Boat Launching Facility is located within the Alviso Marina County Park in the City of San Jose.

Mr. Flood reviewed the project and explained that the proposed project entails: (1) dredging of the new boat launch ramp basin, (2) construction of a new two-lane concrete boat launching ramp, (3) installation of a boarding float, (4) construction of a new parking area, (5) construction of an access road, (6) installation of surface drainage, (7) slope protection, (8) extension of electrical power lines to the parking area, (9) security lighting for the parking area and boat launching ramp, (10) installation of security lighting, and (11) wetland mitigation and monitoring (to replace wetlands that will be filled during site construction).

Mr. Dave Pierce, Manager, Mr. Khoa Vo, Civil Engineer, and Ms. Lisa Killough of the County of Santa Clara were available to answer questions from the Commission.

Mr. Flood indicated that staff recommended that the Commission consent to the project.

Commissioner Rupf commented that he had visited the project site and noted that local agencies are participating both in cash and in personnel time. He recommended approval.

Mr. Russ Robinson, President, Recreational Boaters of California, addressed the Commission and recommended approval of the grant.

No motion made or votes taken.

CONSIDERATION OF PUBLIC GRANTS

Ms. April Moses presented to the Commission for its advice and consent the following request for private loans.

Monterey Bay Boatworks

Request for a Recreational Marina Loan of \$265,000 to the Monterey Bay Boatworks Company, Ltd. to make improvements to the Breakwater Cove Marina. The Breakwater Cove Marina is located in the Monterey Harbor within the City of Monterey.

Loan funds will be used to reconfigure the Breakwater Cove Marina fueling dock. Reconfiguration is necessary to provide safer egress and ingress for large craft using the facility, as well as to provide a safe maneuvering area for watercraft using the adjacent boat launch.

Mr. Bart Bruno, General Partner and Mr. Dave Garrett, Consultant, were available to answer questions from the Commission.

Ms. Moses indicated that staff recommended that the Commission consent to the project.

No motion made or votes taken.

Orwood Resort

Request for a Recreational Marina Loan of \$1,071,000 to Orwood Resort, Inc. Orwood Resort, Inc. is located on the Sacramento-San Joaquin Delta near Brentwood.

Loan funds will be used to construct 153 dry storage units; grading and paving for the buildings; electrical; fire suppression and security system; and storm drainage system for the new dry storage building areas.

Mr. John Caprio, Ms. Elaine Caprio, owners, and Mr. John Caprio, Jr., were available to answer questions from the Commission.

Commissioner Rupf commented that he had visited the project site and recommends approval. He thanked Mr. Caprio for the tour.

Ms. Moses indicated that staff recommended that the Commission consent to the project.

No motion made or votes taken.

Sun Harbor Marina

Request for a Recreational Marina Loan of \$1,875,000 to Sun Harbor Marina. Total amount of loan is \$3,165,500. Sun Harbor Marina is located on the northwestern portion of San Diego Bay within the City of San Diego.

Loan funds will be used to construct new berths, repair a seawall, construct a marina building, repave a parking area, construct a promenade, construct storage lockers, and add landscaping and amenities.

Ms. Mary Lou LoPreste, Managing Partner, was available to answer questions from the Commission.

Ms. Moses indicated that staff recommended that the Commission consent to the project.

Commissioner Nagata commented that he had visited the project site and recommends approval. He thanked Mary Lou LoPreste for the tour.

No motion made or votes taken.

OLD BUSINESS

The subcommittee decided to move the agenda items under Old Business to another date.

NEW BUSINESS

Lake Kaweah

Mr. Flood indicated the agenda item, Lake Kaweah, has been postponed and will be presented at the next Commission meeting.

Marina Maintenance Updates

Ms. Wendy Pratt of NewPoint Group gave a presentation on marina maintenance updates.

New Loan and Grant Feasibility Processes

Mr. Ted Rust, Planning and Applied Economics, gave a presentation on the new loan and grant feasibility process.

Mr. Johnson showed slides of the completed Mission Bay Ski Beach project in San Diego.

PUBLIC COMMENTS

Mr. Doug Parson thanked the Department for their assistance with the Coastal Commission.

COMMISSIONER ANNOUNCEMENTS

After discussion, it was decided that the next Commission Meeting would be June 9, 2003, in Sacramento.

ADJOURNMENT

The meeting adjourned at 11:30 AM.

Raynor Tsuneyoshi, Secretary